

CIVIL DOCKET

BOHANON

68-c-74

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE

ATTORNEYS

Albert Henry Kasishke, Jr.,
 Executor of the Estate of Olive
 M. Kasishke, Deceased

vs.

The United States of America

For plaintiff:

Robert P. Kelly
 P. O. Box 329
 Pawhuska, Oklahoma 74056

For defendant:

Lawrence A. McSoud, U. S. Atty
 Robert P. Santee, Ass't. U. S. Atty.
 460 U. S. Court House
 Tulsa, Okla. 74103

William W. Guild, Tax Division
 Department of Justice
 7A806 Federal Office Building
 Ft. Worth, Texas 76102

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 4-1-68	Clerk	3-15-68	Kelly	15 00	
		3-20-68	CD 40		15 00
		4-25-69	Kelly	5 00	
		5-1-69	CD 47		5 00
J.S. 6 mailed 5-1-69	Marshal				
Basis of Action: Recovery of estate taxes	Docket fee				
	Witness fees				
Action arose at: Tulsa	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-15-68	Complaint filed. Summons issued. w	
4-5-68	Return on service of summons filed. Executed by copy of summons, together with complaint being mailed by certified mail to Dept. of Justice, Wash.D.C. (receipt attached) and same day mailed copy to Director of Internal Revenue Okla. City, Okla.(return receipt attached, and delivered copy of complaint and summons to U.S. Dist. Atty for ND of Okla., all on 3-15-68.	
5-8-68	Defendant's Answer, filed. ds	
6-18-68	Ordered by the Court that this case is set for pre-trial on Monday, July 1, 1968, at 1:30 p.m. (LB-J)w	
6-25-68	Ordered that case is stricken from pre-trial assignment of 7-1-68. (LB-J)w	
7-31-68	Ordered that case is set for pre-trial on Monday, Aug. 26, 1968, at 9:30 a.m. (LB-J)w	
8-26-68	Pre-trial hearing held. It is ordered by the Court that parties are granted 30 days to file stipulation and pre-trial order; the plaintiff 30 days thereafter to file brief; the defendants 30 days thereafter to file brief and the plaintiff 10 days thereafter to file a response brief. (LB-J)w	
8-29-68	Notice To Take Deposition, filed. js (Dist. Atty. mailed Notice)	
9-23-68	Return on deposition subpoena to testify or produce documents or things filed. Executed by serving Norman A Dixon at Mutual Benefit Life Insurance Co., Inc., at 520 Broad St., Newark, N.J. on 9-12-68.(USM\$3.00)h	
9-24-68	Pre-trial order of 8-25-68 filed, that parties submit stipulation of facts to the Court and take depositions by 10-15-68; pltf. shall file motion for S/J and brief within 30 days after depositions are filed; that deft. will file answer brief within 30 days thereafter and plaintiff shall file reply brief within 15 days thereafter. (Luther Bohanon-Judge) b	
10-18-68	Deposition of Norman A. Dixon, taken 10-2-68, by Adler Reporting Service, 40 E. Park St., Newark, N. J. filed. ds	
11-6-68	Order filed, plaintiff granted to Nov. 15, 1968 in which to file brief and motion for summary judgment, filed. (Luther Bohanon - Judge) b	
11-15-68	Order Extending Time in which to file Brief, (LB-J) filed. js	
11-26-68	Pre-trial order filed. (Luther Bohanon - Judge) b	
11-29-68	Plaintiff's motion for summary judgment, filed. m	
11-29-68	Plaintiff's brief in support of his motion for summary judgment, filed. m	
1-9-69	Ordered that deft. granted until 2-3-69 to file brief in support of cross-motion for summary judgment. (LB-J)m	
2-3-69	Defendant's cross-motion for summary judgment, filed. m	
2-3-69	Brief for deft. in support of its cross-motion for s/j, filed. m	
2-27-69	Answer brief of plaintiff to the brief of deft. and cross motion for summary judgment, filed. m	
3-4-69	Hearing on plaintiff's motion for S/J and deft's cross-motion for S/J. Ordered that pltf's motion for S/J is denied and deft's cross motion for S/J is sustained. Deft. to prepare F/F & C/L based on stipulations within two weeks. (LB-J)m	
4-1-69	Findings of fact and conclusions of law, filed. (LB-J)m (copies mailed)	
4-1-69	Judgment, filed and entered, that pltf. take nothing and judgment is entered for the deft. and pltf. is to pay cost of action. (LB-J)m (copies mailed counsel).	
4-25-69	Notice of Appeal, by Albert Henry Kasishke, Jr., filed. js	
4-25-69	Bond For Costs on Appeal, filed. js	
4-25-69	Designation of Record on Appeal, filed. js	
4-25-69	Copies of Notice of appeal mailed to counsel and USCA. g	
5-29-69	Record on appeal (orig. + 3 copies) sent to USCA, Denver. g	
5-11-70	Mandate and Opinion of USCA, affirming judgment of 4-1-69, filed and spread of record. g	